

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TENNESSEE
AT KNOXVILLE

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	No. 3:13-CR-129
v.)	
)	MATTICE / SHIRLEY
JAMES ALLEN HICKS,)	
)	
Defendant.)	

ORDER

United States Magistrate Judge C. Clifford Shirley, Jr., filed a Report and Recommendation recommending the Court: (1) grant Defendant's motion to withdraw his not guilty plea to Counts One and Two of the two-count Indictment; (2) accept Defendant's plea of guilty to Counts One and Two of the Indictment; (3) adjudicate Defendant guilty of the charges set forth in Counts One and Two of the Indictment; and (4) find Defendant shall remain in custody until sentencing in this matter [Doc. 29]. Neither party filed a timely objection to the Report and Recommendation. After reviewing the record, the Court agrees with the Magistrate Judge's Report and Recommendation. Accordingly, the Court **ACCEPTS** and **ADOPTS** the Magistrate Judge's Report and Recommendation [Doc. 29] pursuant to 28 U.S.C. §636(b)(1) and **ORDERS** as follows:

- (1) Defendant's motion to withdraw his not guilty plea to Counts One and Two of the Indictment is **GRANTED**;
- (2) Defendant's plea of guilty to Counts One and Two of the Indictment is **ACCEPTED**;
- (3) Defendant is hereby **ADJUDGED** guilty of the charges set forth in Counts One and Two of the Indictment;

- (4) Defendant **SHALL REMAIN** in custody until sentencing in this matter which is scheduled to take place on **June 20, 2014 at 11:00 a.m. [EASTERN]** before the Honorable Harry S. Mattice, Jr., United States District Judge, in Courtroom 1A in Knoxville, Tennessee.

/s/Harry S. Mattice, Jr.
HARRY S. MATTICE, JR.
UNITED STATES DISTRICT JUDGE